

Attorney Docket No. 033082 M 334

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Confirmation No.: 6363

Kenji SUZUKI, et al.

International Application No.: PCT/JP 2005/001245 Group Art Unit: To Be Assigned

International Filing Date: January 28, 2005

Examiner: To Be Assigned

Serial No.: 10/585,828

Filed: July 12, 2006

For : SEMICONDUCTOR DEVICE

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/
ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Response to the Notification of Missing Requirements Under 35 U.S.C. 371, mailed July 1, 2008 is due by September 1, 2008. Applicants file herewith the following documents relating to the above-identified application:

- * A copy of the Notice of Missing Requirements;
- * English language translation of specification (25 pages);
- * Listing of Claims with attached Translation of Amendment (November 28, 2005)
Under Article 34 of PCT;
- * Formal Drawings (7 sheets and figs. 1-7);
- * Second Information Disclosure Statement;
- * Executed Assignment (2 pages), with Assignment Recordation Cover Sheet;
- * Executed Declaration/Power of Attorney (4 pages); and
- * Check for \$300.00 in payment of the following:
 - English translation surcharge (\$130)
 - Late declaration surcharge (\$130), and
 - recordation fee (\$40).

If any additional fees are due in connection with this filing, such as fees under 37 C.F.R. §§ 1.16 or 1.17, the Commissioner is authorized to charge the fees to SGR Deposit Account No. 02-4300. Please credit any overpayment to SGR Deposit Account No. 02-4300.

Respectfully submitted,

SMITH, GAMBRELL & RUSSELL, LLP

By :



Michael A. Makuch, Reg. 32,263
1130 Connecticut Avenue, Suite 1130
Washington, D.C. 20036
Telephone: 202 263 4300
Facsimile : 202 263 4329

Date : August 29, 2008

09/02/2008 MKAYPAGH 00000008 10585828

01 FC:1617	130.00 OP
02 FC:1618	130.00 OP



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/585,828	Kenji Suzuki	33082M334

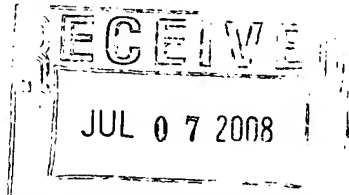
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SMITH, GAMBRELL & RUSSELL
1130 CONNECTICUT AVENUE, N.W., SUITE 1130
WASHINGTON, DC 20036

INTERNATIONAL APPLICATION NO.	
PCT/JP05/01245	
I.A. FILING DATE	PRIORITY DATE
01/28/2005	01/29/2004

CONFIRMATION NO. 7228
371 FORMALITIES LETTER



Date Mailed: 07/01/2008



**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 07/12/2006
- Copy of the International Search Report filed on 07/12/2006
- Information Disclosure Statements filed on 07/12/2006
- Request for Immediate Examination filed on 07/12/2006
- U.S. Basic National Fees filed on 07/12/2006
- Non-English Language Application filed on 07/12/2006

MAM
088082, 334
Missing parts due 9/1/08

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$260** for a Large Entity:

- **\$130** Surcharge.
- **\$130** for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

KTG

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:)	
)	
Kenji SUZUKI, et al.)	
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U.S. Serial No.: 10/585,828)	Group Art Unit: To Be Assigned
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Filed: July 12, 2006)	Examiner: To Be Assigned
)	
For: SEMICONDUCTOR DEVICE		

FORMAL DRAWING TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith are seven (7) formal drawing sheets which are to replace the originally filed drawing sheets. The enclosed drawings are respectfully submitted to satisfy all formal drawing requirements.

If for any reason the enclosed drawings are not deemed to satisfy all formal drawing requirements, telephone contact with the undersigned attorney is respectfully requested.

Respectfully submitted,

SMITH, GAMBRELL & RUSSELL, LLP

By:



Michael A. Makuch, Reg. No. 32,263
1130 Connecticut Avenue, Suite 1130
Washington, D.C. 20036
Telephone: (202) 263-4300
Fax: (202) 263-4329

Date: August 29, 2008

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL for FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$300.00

Complete if Known

Application Number 10/585,828
Filing Date July 12, 2006
First Named Inventor Kenji SUZUKI
Examiner Name Not Yet Assigned
Art Unit Not Yet Assigned
Attorney Docket No. 033082 M 334

METHOD OF PAYMENT (check all that apply)

- ☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) : _____
☒ Deposit Account Deposit Account Number: 02-4300 Deposit Account Name: Smith, Gambrell & Russell, LLP
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below,
☒ Charge any additional fee(s) or underpayments of fee(s) ☐ Credit any overpayments
Under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	310	155	510	255	210	105	
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	105	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	210	105
Multiple dependent claims	370	185
Total Claims	Extra Claims	Fee (\$)
14-20 or HP=	0	x \$50 = 0
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims	Extra Claims	Fee (\$)
2- 3 or HP=	0	x \$210 = 0
HP = highest number of independent claims paid for, if greater than 3.		
		Fee Paid (\$)
		\$370
		\$0

3. APPLICATION SIZE FEE

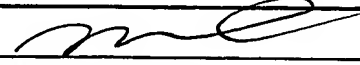
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0 / 50 =	0 (round up to a whole number) x		= 0

4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	\$130.00
Other (e.g., late filing surcharge): Late Filing Surcharge	\$130.00
Recordation Assignment Fee	\$40.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	32,263	Telephone	202 263 4300
Name (Print/Type)	Michael A. Makuch	Date	August 29, 2008		